

TRANSMITTAL OF APPEAL BRIEF		Docket No. 03485/100H799-US1	
In re Application of: Anand Subramanian et al.			
Application No. 10/001,772-Conf. #4306	Filing Date October 31, 2001	Examiner R. Alvarez	Group Art Unit 3688
Invention: INTERNET CONTEXTUAL ADVERTISEMENT DELIVERY SYSTEM AND METHOD			

TO THE COMMISSIONER OF PATENTS:

Transmitted herewith is the Appeal Brief in this application, with respect to the Notice of Appeal filed: June 18, 2009.

The fee for filing this Appeal Brief is \$20.00*.

☐ Large Entity ☒ Small Entity

☐ A petition for extension of time is also enclosed.

The fee for the extension of time is _____.

☐ A check in the amount of _____ is enclosed.

☒ Charge the amount of the fee to Deposit Account No. 04-0100.
This sheet is submitted in duplicate.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 04-0100.
This sheet is submitted in duplicate.

Dated: August 5, 2009

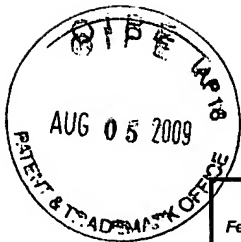
Thomas J. Bean
Attorney Reg. No. : 44,528
DARBY & DARBY P.C.
P.O. Box 770
Church Street Station
New York, New York 10008-0770
(212) 527-7700

* Per MPEP § 1204.1, the difference between the fee amount for filing this Third Appeal Brief presently and the fee amount for filing the first Appeal Brief on April 27, 2006.

Void date: 08/10/2009 SDENB083
03/10/2009 SDENB083 00000027 040100 10001772
03 FC:2402 60.03 CR -210.02 DP

Adjustment date: 08/10/2009 SDENB083
05/02/2006 DARBAH01 00000052 10001772
03 FC:2402

-250.00 DP



PTO/SB/17 (10-08)

Approved for use through 06/30/2010. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2009		Complete if Known		
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/001,772-Conf. #4306	
		Filing Date	October 31, 2001	
		First Named Inventor	Anand Subramanian	
		Examiner Name	R. Alvarez	
		Art Unit	3688	
TOTAL AMOUNT OF PAYMENT	(\$)	540.00 60	Attorney Docket No.	03485/100H799-US1

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card
<input type="checkbox"/> Money Order	<input type="checkbox"/> None
<input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account	Deposit Account Number: 04-0100
Deposit Account Name: Darby & Darby P.C.	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity		Small Entity		Small Entity	
Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	
2. EXCESS CLAIM FEES							
						Small Entity	
						Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)						52	26
Each independent claim over 3 (including Reissues)						220	110
Multiple dependent claims						390	195
Total Claims		Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims		
- or HP =		x	=		Fee (\$)	Fee Paid (\$)	
HP = highest number of total claims paid for, if greater than 20.							
Indep. Claims		Extra Claims	Fee (\$)	Fee Paid (\$)			
- or HP =		x	=				
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof			Fee (\$)	Fee Paid (\$)	
- 100 =	/50 =	(round up to a whole number) x			=		
4. OTHER FEE(S)							
						Fees Paid (\$)	
Non-English Specification, \$130 fee (no small entity discount)							
Other (e.g., late filing surcharge): 2403 Request for oral hearing						40.00	
2402 Filing a Brief in Support of Appeal						20.00	

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	44,528
Name (Print/Type)	Thomas J. Bean	Telephone	(212) 527-7700
		Date	August 5, 2009



Application No. (if known): 10/001,772

Attorney Docket No.: 03485/100H799-US1

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. in an envelope addressed to:

EM304131645US

MS Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on August 5, 2009
Date

Signature

Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Fee Transmittal (1 page)
Appeal Brief Transmittal (1 page)
Appeal Brief (37 pages including Appendix & Table of Contents)
Evidence Appendix (3 references: Patent Nos. 5,835,087;
7,076,443 and Appl. No. 10/001,772)
Request for Oral Hearing (1 page)
Charge \$60.00 to deposit account 04-0100
Postcard